

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

ABBOTT CARDIOVASCULAR	)	
SYSTEMS, INC. and ABBOTT	)	
LABORATORIES, INC.,	)	
	)	
Plaintiffs,	)	Civil Action No. 98-80 (SLR)
	)	(Consolidated with C.A. No. 98-314
v.	)	(SLR) and C.A. No. 98-316 (SLR))
	)	
MEDTRONIC VASCULAR, INC. and	)	
MEDTRONIC USA, INC.,	)	
	)	
Defendants.	)	
	)	

---

**ACS'S MOTION FOR PERMANENT INJUNCTION**

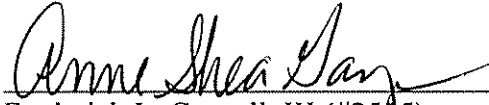
In view of the Court's judgment that Medtronic Vascular, Inc. and Medtronic USA, Inc. (collectively "Medtronic") have infringed U.S. Patents Nos. 5,514,154, 6,066,167, 6,066,168, and 6,432,133 (collectively "the Lau patents"), that Medtronic has failed to prove that the Lau patents are invalid, and that Medtronic has failed to prove that the Lau patents are unenforceable, Abbott Cardiovascular System, Inc. and Abbott Laboratories, Inc. (collectively "ACS") respectfully request that the Court permanently enjoin Medtronic from making, using, selling, offering to sell, or importing devices that have been found to infringe the patents-in-suit, including the Microstent II, GFX, GFX 2, GFX 2.5, S540, S660, S670, S7, BeStent 2, Driver, MicroDriver, Racer, any devices no more than colorably different from these infringing devices, and any products containing or using any of these infringing stents. For the reasons explained in ACS's Opening Brief in Support of Its Motion for Permanent Injunction, filed contemporaneously herewith, the Court should grant ACS's motion.

A proposed order is attached herewith.

Of Counsel:

J. Michael Jakes  
Gerald F. Ivey  
Michael A. Morin  
FINNEGAN, HENDERSON, FARABOW  
GARRETT & DUNNER, L.L.P.  
901 New York Avenue, N.W.  
Washington, D.C. 20001-4413  
(202) 408-4000

Dated: June 29, 2007



Frederick L. Cottrell, III (#2505)  
cottrell@rlf.com  
Anne Shea Gaza (#4093)  
gaza@rlf.com  
RICHARDS, LAYTON & FINGER  
One Rodney Square  
P.O. Box 551  
Wilmington, Delaware 19899  
(302) 651-7700

*Attorneys for Abbott Cardiovascular Systems,  
Inc. and Abbott Laboratories, Inc*

UNITED STATES DISTRICT COURT  
DISTRICT OF DELAWARE

**CERTIFICATE OF SERVICE**

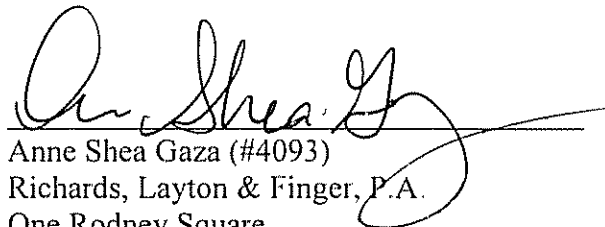
I hereby certify that on June 29, 2007, I caused to be served by hand delivery the foregoing document and electronically filed the same with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

Karen Jacobs Loudon, Esquire  
Morris, Nichols, Arsht & Tunnell  
1201 N. Market Street  
P.O. Box 1347  
Wilmington, Delaware 19899-1347

I hereby certify that on June 29, 2007, I have sent by Federal Express the foregoing document to the following non-registered participants:

Raphael V. Lupo, Esquire  
Donna M. Tanguay, Esquire  
Mark G. Davis, Esquire  
McDermott, Will & Emery  
600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005

George M. Sirilla, Esquire  
William P. Atkins, Esquire  
Pillsbury Winthrop Shaw Pittman LLP  
1650 Tysons Boulevard  
14th Floor  
McLean, VA 22102-4859

  
Anne Shea Gaza (#4093)  
Richards, Layton & Finger, P.A.  
One Rodney Square  
P.O. Box 551  
Wilmington, Delaware 19899  
(302) 651-7700  
gaza@rlf.com